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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**  
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7 MICHAEL JEFFRIES,

8 Plaintiff,

9 v.

10 LAS VEGAS METROPOLITAN POLICE  
11 DEPARTMENT, *et al.*,

12 Defendants.  
13

Case No. 2:14-CV-01862-KJD-CWH


**ORDER**

14 Presently before the Court is Plaintiff's Motion for Stay of Taxation of Costs Pending Appeal  
15 (#39). Defendants filed a response in opposition (#44).

16 A party seeking to stay an award of costs pending appeal must demonstrate: (1) a probability  
17 of success on the merits; (2) the possibility of irreparable harm; (3) that "serious legal questions are  
18 raised[;]" and (4) that the "balance of hardships tips sharply in its favor." *Lopez v. Heckler*, 713 F.2d  
19 1432, 1435 (9th Cir. 1983). Here, Plaintiff made no showing on any of the factors. Therefore,  
20 Plaintiff has not met his burden and his motion to stay is denied.

21 **IT IS SO ORDERED.**

22 DATED this 1<sup>st</sup> day of March 2017.  
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26 Kent J. Dawson  
United States District Judge